



Entered on Docket  
October 27, 2009

A handwritten signature in black ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle  
United States Bankruptcy Judge

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E-FILED: October 20, 2009

**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF NEVADA**

In Re:	) Case No. BKS-09-22893-LBR
	) Chapter 13
	)
	)
David M. George and Claudette J.	) Hearing Date: October 15, 2009
George,	) Hearing Time: 2:30 P.M.
	)
	)
Debtor(s).	)
	)

**ORDER ON MOTION TO VALUE COLLATERAL, "STRIP OFF" AND  
MODIFY RIGHTS OF HOMEQ SERVICING (ACCT ENDING IN 7932)  
PURSUANT TO 11 U.S.C. §506(a) AND §1322 BY DEBTORS**

THE ABOVE MATTER having been heard at the time and date above the Court Finds as follows:

1. The Debtors' property located at 9239 SUNNY OVEN COURT, LAS VEGAS, NEVADA, 89178 (the "Subject Property") is valued at \$162,711.00.

2. That on the filing date of the instant Chapter 13 petition, HOMEQ  
SERVICING (ACCT ENDING IN 7932)'s claim was wholly unsecured.

**IT IS THEREFORE ORDERED THAT** HOMEQ SERVICING (ACCT  
ENDING IN 7932)'s secured claim is "Stripped off" and shall be avoided pursuant to 11  
U.S.C. Section 506(a) upon completion and/or discharge of the Debtors' Chapter 13;

**IT IS FURTHER ORDERED THAT** HOMEQ SERVICING (ACCT ENDING  
IN 7932)'s secured rights and/or lien-holder rights in the Subject Property shall be  
terminated upon completion of the Debtors' Chapter 13 and HOMEQ SERVICING  
(ACCT ENDING IN 7932)'s claim shall be treated as an "unsecured" claim in the  
Debtors' Chapter 13;

**IT IS FURTHER ORDERED THAT** in the event the instant Chapter 13 matter  
is dismissed or converted to a Chapter 7 proceeding the instant Order shall be vacated.

DATED October 20, 2009

HAINES & KRIEGER, L.L.C.

By: /s/David Krieger, Esq.  
David Krieger, Esq.  
Attorney for Debtor(s)

/././

**ALTERNATIVE METHOD re: RULE 9021:**

In accordance with LR 9021, counsel submitting this document certifies as follows (check one):

☐ The court has waived the requirement of approval under LR 9021.

☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

APPROVED:

DISAPPROVED:

FAILED TO RESPOND: Rick A. Yarnall, Esq.

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